

Interview Summary	Application No.	Applicant(s)	
	10/564,502	TAKAGI ET AL.	
	Examiner	Art Unit	
	JIE YANG	1793	

All participants (applicant, applicant's representative, PTO personnel):

(1) JIE YANG.

(3) Robert T. Pous.

(2) _____.

(4) _____.

Date of Interview: 21 January 2010.

Type: a) ☐ Telephonic b) ☐ Video Conference
c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: 1.

Identification of prior art discussed: US'494.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The Applicant argued that the invention claims the three dimensional fluctuation of grain size, which is not taught or suggested by the prior arts. The Examiner notes that it is not clear the claimed 3-dimensional grain size as recited in the instant claims is from different layers. The Double patenting rejection in the Non-final rejection should be still in action and the non-elected method claims should consider to be cancelled before allowance.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/JieYang/